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Guenter O. Hanke, Reg. No. 32,989

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventor: Rommel C. Lumaig

Serial No. 09/747,817

Filed: December 22, 2000

For: **CATHETER AND METHOD FOR
MAKING THE SAME**

Examiner: B. Pellegrino

Group Art Unit: 3738

Client ID/Matter No. ACSC 60133 (2109P)

April 24, 2003

**SECOND SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to the duty of disclosure and 37 CFR §1.97(c)(2), enclosed is Form PTO/SB/08A, listing a reference not previously submitted which may be material to patentability of the invention, together with a copy of the reference listed therein.

The Examiner is respectfully requested to consider and cite the enclosed reference.

The Information Disclosure Statement is being submitted under 37 CFR §1.97 (c)(2), and therefore the fee \$180.00, as set forth in CFR §1.17(p), is enclosed.

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Please charge any additional fees or credit any overpayment to our Deposit Account No. 06-2425. **A duplicate of this document is enclosed.**

Respectfully submitted,

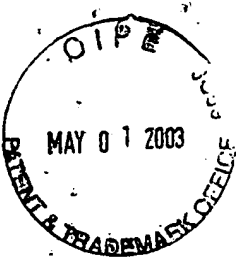
FULWIDER PATTON LEE & UTECHT, LLP

By: 
Gunther O. Hanke
Registration No. 32,989

GOH:PHM:psm

Enclosures: Form PTO/SB/08A w/copy of one (1) reference

Howard Hughes Center
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Los Angeles, CA 90045
Telephone: (310) 824-5555
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10777.1



3738
A

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PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| | | | |
|---|----------------|------------------------|--------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application | 09/747,817 | |
| | Filing Date | 12/22/2000 | |
| | First Named | Rommel C. Lumaug | |
| | Group Art Unit | 3738 | |
| | Examiner Name | B. Pellegrino | |
| Total Number of Pages in This Submission | 19 | Attorney Docket Number | ACSC 60133 (2109P) |

| ENCLOSURES (check all that apply) | | |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment / Response | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | 1. Form PTO/SB/08A W/Copy of One (1) Reference |
| <input checked="" type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | 2. POSTCARD |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | Remarks | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |



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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|--|
| Firm or Individual name | FULWIDER PATTON LEE & UTECHT, LLP Gunther O. Hanke, Esq., Reg. No. 32,989 |
| Signature | |
| Date | April 24, 2003 |

| CERTIFICATE OF MAILING | | | |
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| Typed or printed name | Gunther O. Hanke, Esq., Reg. No. 32,989 | | |
| Signature | | Date | April 24, 2003 |

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PTO/SB/17 (1-03)
Approved for use through 04/30/2003. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$180.00

Complete if Known

| | |
|----------------------|--------------------|
| Application Number | 09/747,817 |
| Filing Date | 12/22/2000 |
| First Named Inventor | Rommel C. Lumaug |
| Examiner Name | B. Pellegrino |
| Group Art Unit | 3738 |
| Attorney Docket No. | ACSC 60133 (2109P) |

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number: 06-2425

Deposit Account Name: FULWIDER PATTON

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

| FEE CALCULATION | | | | | | |
|---------------------|----------|--------------|----------|------------------------|----------------------|--------|
| 1. BASIC FILING FEE | | | | | | |
| Large Entity | | Small Entity | | | | |
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid | |
| 1001 | 750 | 2001 | 375 | Utility filing fee | <input type="text"/> | |
| 1002 | 330 | 2002 | 165 | Design filing | <input type="text"/> | |
| 1003 | 520 | 2003 | 260 | Plant filing fee | <input type="text"/> | |
| 1004 | 750 | 2004 | 375 | Reissue filing | <input type="text"/> | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | <input type="text"/> | |
| SUBTOTAL (1) | | | | | (\$) | \$0.00 |

2. EXTRA CLAIM FEES FOR UTILITY AND

| | Extra Claims | | Fee from below | | Fee Paid |
|--------------------|---|---|----------------------|---|---------------------------|
| Total Claims | <input type="text"/> -20** = <input type="text"/> | X | <input type="text"/> | = | <input type="text"/> 0.00 |
| Independent Claims | <input type="text"/> - 3** = <input type="text"/> | X | <input type="text"/> | = | <input type="text"/> 0.00 |
| Multiple Dependent | | | <input type="text"/> | = | <input type="text"/> |

| Large Entity | Small Entity | Fee Description | | |
|---------------|---------------|--|------|--------|
| Fee Code (\$) | Fee Code (\$) | | | |
| 1202 18 | 2202 9 | Claims in excess of 20 | | |
| 1201 84 | 2201 42 | Independent claims in excess of 3 | | |
| 1203 280 | 2203 140 | Multiple dependent claim, if not paid | | |
| 1204 84 | 2204 42 | ** Reissue independent claims over original patent | | |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent | | |
| SUBTOTAL (2) | | <table><tr><td>(\$)</td><td>\$0.00</td></tr></table> | (\$) | \$0.00 |
| (\$) | \$0.00 | | | |

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|---------------------------|----------|--------------|----------|--|----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non - English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month | |
| 1252 | 410 | 2252 | 205 | Extension for reply within second month | |
| 1253 | 930 | 2253 | 465 | Extension for reply within third month | |
| 1254 | 1,450 | 2254 | 725 | Extension for reply within fourth month | |
| 1255 | 1,970 | 2255 | 985 | Extension for reply within fifth month | |
| 1401 | 320 | 2401 | 160 | Notice of Appeal | |
| 1402 | 320 | 2402 | 160 | Filing a brief in support of an appeal | |
| 1403 | 280 | 2403 | 140 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable | |
| 1453 | 1,300 | 2453 | 650 | Petition to revive - unintentional | |
| 1501 | 1,300 | 2501 | 650 | Utility issue fee (or reissue) | |
| 1502 | 470 | 2502 | 235 | Design issue fee | |
| 1503 | 630 | 2503 | 315 | Plant issue fee | |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR § 1.17(q) | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Statement | 180.00 |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 750 | 2809 | 375 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 | 750 | 2810 | 375 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 1801 | 750 | 2801 | 375 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |
| Other fee (specify) _____ | | | | | |

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SUBTOTAL (3)

(\$)

\$180.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

| | | | | | |
|-------------------|------------------|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Gunther O. Hanke | Registration No. (Attorney/Agent) | 32,989 | Telephone | (310) 824-5555 |
| Signature | | | | Date | April 24, 2003 |

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.